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## FACSIMILE TRANSMITTAL

DATE: March 29, 2004

TO: U.S. Patent & Trademark Office  
Examining Group 2600

FAX NO.: 1-703-872-9314

FROM: Steven M. Jensen

FAX NO.: 617-439-4170

Our Docket No.: 56087 (70551)

No. of Pages (incl. cover): 3

Re: U.S. Serial Number 09/880,385

## MESSAGE:

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Docket No. 56087 (70551)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: S. Tsukuda et al.

U.S. SERIAL NO: 09/880,385

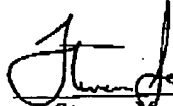
EXAMINER: M. Battaglia

FILED: June 13, 2001

GROUP: 2652

FOR: TILT CORRECTION METHOD OF MOVABLE PORTION, TILT  
CORRECTION METHOD OF OBJECTIVE LENS FOR OPTICAL  
DISK, AND OBJECTIVE LENS DRIVING DEVICE FOR OPTICAL  
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By:   
Steven M. Jensen.....  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

RESPONSE TO OFFICE ACTION

Applicants are in receipt of the Office Action dated January 29, 2004 of the above-identified application. Applicants respond to the Office Action as follows, within the shortened statutory period of 2 months set in the Office Action.

In response to the species requirement, Applicants elect the following species in accordance with the requirements of the Office Action. This election is made with the understanding that upon allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim. In the Office Action, it was noted that claim 1 is generic. However, claims 1, 2, and 4 are generic to all of

S. Tsukuda et al.  
U.S. Serial No. 09/880,385  
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the cited species. Applicants provisionally elect the species of "Species a" (FIGS. 1-13) which corresponds to claims 1-6.

The present election is made solely to comply with the Office Action and should not be construed as a surrender of any subject matter in the application. Applicants reserve the right to file divisional application(s) on the non-elected subject matter.

It is believed the application is in condition for immediate allowance, which action is earnestly solicited.

Applicants believe that additional fees are not required for consideration of the within response. However, if for any reason a fee is required, a fee paid is inadequate or credit is owed for any excess fee paid, you are hereby authorized and requested to charge Deposit Account No. **04-1105**.

Respectfully submitted,

Date: March 29, 2004

By: \_\_\_\_\_

Steven M. Jensen (Reg. No. 42,693)

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